

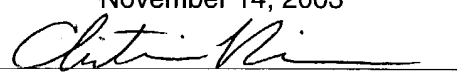
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OFFICE OF PETITIONS Patent Docket P0706P2C2D2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  James Lee et al.  Serial No.: 09/104,063  Filed: June 24, 1998  For: NUCLEIC ACIDS ENCODING PF4A RECEPTOR	Group Art Unit: 1646  Examiner: J. Ulm  Confirmation No.: 3819  <b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner of Patents, Washington, D.C. 20231 on  November 14, 2003   Christine Ricks
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**PETITION FOR CORRECTION OF FILING DATE under 37 C.F.R. § 1.10**

Box DAC  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

On September 29, 2003, a Request for Corrected Filing Receipt was submitted to the P.T.O. The P.T.O. responded October 30, 2003 with a response indicating that the proper manner in which to correct a filing date is via petition to Office of Petitions and not the Office of Initial Patent Examination.

Please correct the filing date found on the second line of the "Domestic Priority data as claimed by applicant" section so that it reads as follows:

which is a CON of 08/664,228      06/06/1996      ABN

The following evidence is submitted with this petition to establish that the parent application was filed on June 6, 1996:

1. A copy of the Transmittal paper for the parent application, which has printed on its first page a Certificate of Mailing that is signed by Louise Strasbaugh and dated June 6, 1996.

2. A copy of the Express Mail Post Office to Addressee receipt issued by the United States Postal Service for the package (No. TB83548068X US) containing the parent application is also submitted herewith, although the "Date In" information on the receipt is barely legible. It appears that the time received of 7 PM was erroneously attributed as the date of receipt.

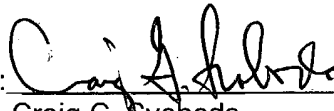
In view of the foregoing, the Office is requested to correct its records to show that the filing date of application serial no. 08/664,228 is June 6, 1996.

Because this petition is not due to any error by applicant, applicant believes that no fee should be assessed. Otherwise, the Commissioner is authorized to deduct the appropriate fee from Deposit Account 07-0630.

Respectfully submitted,

GENENTECH, INC.

Date: November 14, 2003

By:   
Craig G. Svoboda  
Reg. No. 39,044

1 DNA Way  
So. San Francisco, CA 94080-4990  
Phone: (650) 225-3562  
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OFFICE OF PETITIONS *CS/la /ck*Commissioner for Patents  
Washington, DC 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/104,063	06/24/1998	1646	952	P0706P2C2D2		14	4

CONFIRMATION NO. 3819

9157  
GENENTECH, INC.  
1 DNA WAY  
SOUTH SAN FRANCISCO, CA 94080

CORRECTED FILING RECEIPT



\*OC000000009180466\*

Date Mailed: 12/02/2002

Receipt is acknowledged of a CPA in this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

**Applicant(s)**

JAMES LEE, SAN BRUNO, CA;  
WILLIAM I. WOOD, SAN MATEO, CA;

**Domestic Priority data as claimed by applicant**

This application is a DIV of 08/701,265 08/22/1996 PAT 5,776,457  
which is a CON of 08/664,228 ~~06/07/1996~~ ABN \* *6/06/1996*  
which is a CON of 08/076,093 06/11/1993 PAT 5,543,503  
which is a CIP of 07/810,782 12/19/1991 ABN  
which is a CIP of 07/677,211 03/29/1991 ABN  
(\*)Data provided by applicant is not consistent with PTO records.

**Foreign Applications**

If Required, Foreign Filing License Granted: 08/12/1998

CPA filed on: 09/24/2001

Projected Publication Date: Not Applicable

Non-Publication Request: No

Early Publication Request: No

**Title**

NUCLEIC ACIDS ENCODING PF4A RECEPTOR

**Preliminary Class**



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OFFICE OF PETITIONS

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



Attorney Docket **P0706P2C1**  
**PATENT**

**CERTIFICATION UNDER 37 CFR 1.10**

**TB83548068XUS:** Express Mail Number

June 6, 1996: Date of Deposit

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231.

*Louise Strasbaugh*  
LOUISE STRASBAUGH

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**BOX PATENT APPLICATION**  
Assistant Commissioner of Patents  
Washington, D.C. 20231

**NEW APPLICATION TRANSMITTAL**

Transmitted herewith for filing is the patent application of

Inventor(s): William E. Holmes, James Lee, William I. Wood

For: **PF4A RECEPTOR**

1. **Type of Application**

This new application is for a continuation.

2. **Benefit of Prior U.S. Applications (35 USC §120)**

This new application claims the benefit of prior U.S. application Serial No. 07/810,782 filed 19 December 1991 and prior U.S. application Serial No. 08/076,093 filed 11 June 1993. Please see the attached preliminary amendment.

3. **Papers Enclosed Which Are Required For Filing Date Under 37 CFR 1.53(b)(Regular)**

88 pages of specification

2 pages of claims

1 page(s) of abstract

17 sheet(s) of drawings

☐ formal ☒ informal

4. **Declaration or Oath**

X The declaration of the inventor ☒ is enclosed ☐ unsigned.

5. **Assignment**

X The subject matter which is claimed in this application as amended by the preliminary amendment filed herewith is disclosed in parent application Serial No. 07/810,782 which is assigned of record to GENENTECH, Inc., Reel 6007, Frame 0958

6. **Fee Calculation (37 CFR 1.16)**

The fee has been calculated as follows:

CLAIMS FOR FEE CALCULATION					
Number Filed		Number Extra		Rate	Basic Fee 37 CFR 1.16(a)
					\$ 750.00
Total Claims	21	- 20 =	1	X \$22.00	\$22.00
Independent Claims	6	- 3 =	3	X \$78.00	\$234.00
Multiple dependent claim(s), if any				+ 250.00	\$0.00
Filing Fee Calculation					\$1,006.00

7. **Method of Payment of Fees**

The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$1,006.00. **A duplicate copy of this transmittal is enclosed.**

8. **Authorization to Charge Additional Fees**

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR §1.16 and 1.17, or credit overpayment to Deposit Account No. 07-0630. **A duplicate copy of this sheet is enclosed.**

Respectfully submitted,  
GENENTECH, INC.

Date: June 6, 1996

By: 

Richard B. Love  
Reg. No. 34,659

460 Pt. San Bruno Blvd.  
So. San Francisco, CA 94080-4990  
Phone: (415) 225-5530  
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